

**SYNOPSIS OF LITIGATION FOR CUMBERLAND COUNTY
SEPTEMBER 8, 2017, THROUGH NOVEMBER 19, 2018**

#1

Name of Case: Spec Ops Expo; Spec-Ops Expo; Spec Ops; Special Operations Expo; Special Operations Exposition and Trade Show, Inc.; Special Operations Exposition & Conference; Thomas Bumback; and J. K. Idema v. The Lodestar Group, LLC; Defense Trade Shows; Catherine Vilga; Jeanne Eury; Robert E. Besal; Grainger R. Barrett; Rick Reno; Dionne LeBlanc-Hill; Cumberland County Civic Center; Crown Center; Cumberland County Civic Center Commission; Cumberland County Civic Center Commission, d/b/a Crown Center and d/b/a Crown Coliseum; Crown Center a/k/a Coliseum; and John Does 1-12; in their official and unofficial capacities

United States District Court for the Southern District of New York
Case No.: 08 CVS 3824 (PAC)

Date of the Complaint or Claim: April 22, 2008

What is the Complaint or Case About: Breach of contract, defamation

What is the Relief Sought: Monetary damages.

What is the Current Status of the Case or Claim: Attorney David Schulz of the firm, Levine Sullivan Koch & Schulz, LLP, has been retained as local counsel for all county defendants. The matter is still pending in the U. S. District Court for the Southern District of New York. According to court records, there has been no activity in this case since September 2008. An Order was entered by the court on May 31, 2011, showing the case as not open for statistical purposes. Plaintiff J. K. Idema died in 2012.

What is the Prognosis of Recovery: N/A

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: N/A

What is the Date this Case or Claim was Closed: Open.

Who is the Attorney Representing the County and/or its Employees: Ronnie Mitchell, David Schultz, Jack Carter (representing Grainger Barrett, now deceased), Steven Stokes, and Reginald Gillespie

#2

Name of Case: Glenn Henderson v. Jim Ammons, Mary Ann Tally, Nathan Hatch, Cape Fear Valley Medical Center, Fayetteville, NC, Cumberland County, NC, State of NC, Wake Forest University, Bank of America, Fayetteville Technical Community College, Eaton, BB&T, Methodist University, Cape Fear Staffing, WF Doe, Does on WF Incident Report Committee
Case No.: 5:14-CV-210-BR

Date of the Complaint or Claim: April 4, 2014

What is the Complaint or Case About: Plaintiff has made rambling allegations against numerous unrelated defendants. As to Cumberland County, he alleges he should have been hired for positions for which he applied.

What is the Relief Sought: Monetary Damages

What is the Current Status of the Case or Claim: The Defendants, including Cumberland County, filed Motions to Dismiss, and the U.S. District Court granted all of the Motions to Dismiss. Mr. Henderson appealed to the U.S. Court of Appeals which affirmed the Dismissals. Mr. Henderson Petitioned for Review to the U.S. Supreme Court. The Supreme Court denied the Petition for a Writ of Certiorari on October 3, 2016.

What is the Prognosis of Recovery: None.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: none.

What is the Date this Case or Claim was Closed: October 4, 2016.

Who is the Attorney Representing the County and/or its Employees: Rob Hasty from the County Attorney's office

#3

Name of Case: Clifford Leon Lee, II v. Cumberland County, Angela Campbell, Sheriff Butler, et al.
Case No.: 14 CVS 9502

Date of the Complaint or Claim: December 9, 2014

What is the Complaint or Case About: Plaintiff alleges he was wrongly arrested for failing to pay child support. Plaintiff is a former attorney representing himself pro se.

What is the Relief Sought: The Plaintiff is seeking damages for negligence, false imprisonment, and intentional infliction of emotional distress.

What is the Current Status of the Case or Claim: Motions to Dismiss were filed on behalf of Cumberland County and County Employees Angela Campbell and Harry A Keating (plaintiff served Keating with a summons and complaint in July 2016). A Motion for Summary Judgment was also filed on behalf of Cumberland County and Campbell (Co-Defendants also filed dispositive motions). The case was argued in Superior Court on September 12, 2016, and the trial judge granted all the defendants motions. Lee appealed to the North Carolina Court of Appeals, and all appellee briefs were filed by October 20, 2017. Lee may file a Reply Brief, and then the parties will await the Court's ruling.

What is the Prognosis of Recovery: This case is in active litigation, and this information is only proper for closed session discussion at this time.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: This case is in active litigation, and this information is only proper for closed session discussion at this time.

What is the Date this Case or Claim was Closed: N/A

Who is the Attorney Representing the County and its Employees, Angela Campbell and Harry A. Keating: Rob Hasty from the County Attorney's office.

#4

Name of Case: David Hampton and Mary Hampton v. Cumberland County
Case No.: 15 CVS 7449

Date of the Complaint or Claim: October 2, 2015 (filing in Superior Court)

What is the Complaint or Case About: Plaintiffs were cited by a Cumberland County Code Enforcement Officer for operating a firing range on their property without the necessary permit and ordered to remove the firing range. The Plaintiffs' appealed to the Board of Adjustment which held a hearing on September 7, 2015. The Board of Adjustment affirmed the citation but modified the Order such that the range could remain as long as all ordinance requirements were met (only owners allowed to use the range for occasional target practice, etc.). The Plaintiffs appealed the decision of the Board of Adjustment to Superior Court.

What is the Relief Sought: The Plaintiffs sought a finding that they were not in violation of the zoning ordinances and can operated their range for non-commercial activities.

What is the Current Status of the Case or Claim: The case was argued before a Superior Court Judge, and the decision of the Board of Review and Adjudicator was reversed by Order of

April 13, 2016, allowing the range to be used by Plaintiffs with family and friends for target shooting and weapon sighting without any further guidelines or restrictions. Cumberland County filed a Notice of Appeal to the North Carolina Court of Appeals on May 12, 2016. Briefs were submitted to the Court of Appeals, and oral argument was held at the Court of Appeals on January 11, 2017. The parties are awaiting the ruling of the Court of Appeals.

What is the Prognosis of Recovery: This case is in active litigation, and this information is only proper for closed session discussion at this time.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: This case is in active litigation, and this information is only proper for closed session discussion at this time.

What is the Date this Case or Claim was Closed: N/A

Who is the Attorney Representing the County and its Employees: Rob Hasty from the County Attorney's office.

#5

Name of Case: Anthony and Casey Dill v. Cumberland County Department of Social Services, et al.

Case No.: 4:17-CV-85-D

Date of the Complaint or Claim: June 22, 2017

What is the Complaint or Case About: Plaintiffs allege civil rights violations in the investigation and handling of child abuse complaints involving one of Plaintiffs' children.

What is the Relief Sought: Plaintiffs allege civil rights violations, defamation, and discrimination. They seek compensatory and punitive damages.

What is the Current Status of the Case or Claim: A Motion to Dismiss and supporting memorandum was filed on August 21, 2017. Plaintiffs' attorney requested to dismiss the Complaint until ongoing related state court action is resolved. A stipulation of dismissal without prejudice was filed on September 9, 2017.

What is the Prognosis of Recovery: None at this time, but the Plaintiffs may refile the action in the future.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: None at this time, but the Plaintiffs may refile the action in the future.

What is the Date this Case or Claim was Closed: N/A

Who is the Attorney Representing the County and its Employees: Rob Hasty from the County Attorney's office.

#6

Name of Case: In Re Foreclosure of Real Property of Thomas Thompson, Deceased.
Case No.: 17 SP 903

Date of the Complaint or Claim: July 19, 2017

What is the Complaint or Case About: A foreclosure sale was held of property of deceased, Thomas Thompson, and a surplus of the sale was held by the Clerk of Court. Cumberland County asserted its tax lien in the amount of \$1,259.59.

What is the Relief Sought: The issue is the distribution of surplus foreclosure funds held by the Clerk of Court.

What is the Current Status of the Case or Claim: A hearing was held before the Clerk of Court on September 20, 2017, and Cumberland County was held to receive its claimed amount of \$1,259.59 (the remainder of the surplus to be distributed to the heirs of the deceased).

What is the Prognosis of Recovery: Cumberland County recovered its tax lien of \$1,259.59, and the monies have been paid to the tax office.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: Cumberland County recovered its tax lien of \$1,259.59, and the monies have been paid to the tax office.

What is the Date this Case or Claim was Closed: October 26, 2017

Who is the Attorney Representing the County and its Employees: Rob Hasty from the County Attorney's office.

#7

Name of Case: United States of America v. Kurt Michael Krol
Case No.: 5:15-CR-FL-1

Date of the Complaint or Claim: Criminal Charges filed in 2015

What is the Complaint or Case About: This is a criminal case, and the defendant agreed to forfeit certain real property located in Cumberland County to the United States as restitution for the charged crimes. The forfeiture is being contested by the defendant's wife. On July 26, 2017, a petition was filed on behalf of Cumberland County to preserve the tax lien on the real property while this case is proceeding.

What is the Relief Sought: Cumberland County seeks preservation of its tax lien in the estimated amount of \$15,177.62.

What is the Current Status of the Case or Claim: A status conference was held on October 16, 2017. None of the parties made objection to the petition for the tax lien; however, the court will not finally adjudicate the preservation of the lien until pending motions of the parties are heard and further discovery is conducted. Cumberland County is excused from further proceedings until the Court otherwise advises.

What is the Prognosis of Recovery: Very good.

What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: The lien will likely be preserved in the estimated amount of \$15,177.62.

What is the Date this Case or Claim was Closed: N/A

Who is the Attorney Representing the County and its Employees: Rob Hasty from the County Attorney's office.

The county is not a party to the following case; however; the case presents a legal issue as to whether the county is liable for litigation costs assessed against the Board of Elections. Multiple county boards of elections and the state board of elections are defendants.

Name of Case: NAACP et al. v. N.C. State Board of Elections, Cumberland County Board of Elections, et al.
Case No.: 1:16-CV-1274

Date of the Complaint or Claim: October 31, 2016

What is the Complaint or Case About: Plaintiffs allege civil rights violations for improperly removing voters from voter registration rolls.

What is the Relief Sought: Injunctive relief to add removed voters to the rolls and to prevent other voters from being removed, and attorney fees.

What is the Current Status of the Case or Claim: Court ruled in favor of Plaintiffs in motions for summary judgment. An Answer and Cross-Claim against the State Board of Elections has been filed on behalf of the Cumberland County Board of Elections and the litigation process is continuing.

What is the Prognosis of Recovery: This case is in active litigation and this information is only proper for closed session discussion at this time.

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What is the Amount Either Paid or Probably Will be Paid in Settlement or Judgment: This case is in active litigation and this information is only proper for closed session discussion at this time. The only claim for damages is for court ordered attorneys' fees which the court will order.

What is the Date this Case or Claim was Closed: N/A

Who is the Attorney Representing the County and its Employees: Rick Moorefield and Rob Hasty from the County Attorney's office.